

**Enrolled Minutes of the Sixty-Eighth Regular or Special Meeting
Of the Twenty-Sixth Highland Town Council
Special Meeting Friday October 29, 2010**

Study Session. The Twenty-Sixth Town Council of the Town of Highland, Lake County, Indiana met in a study session preceding the special meeting on Friday, October 29, 2010 at 6:30 p.m. in the regular place, the plenary meeting chambers of the Highland Municipal Building, 3333 Ridge Road, Highland, Indiana.

Silent Roll Call: Councilors Bernie Zemen, Mark Herak, Dan Vassar, Brian Novak, and Konnie Kuiper were present. The Clerk-Treasurer, Michael W. Griffin, was present to memorialize the proceedings. A quorum was attained.

General Substance of Matters Discussed.

1. The Town Council discussed the agenda of the imminent meeting.

The study session ended at 6:59 p.m.

Special Meeting. The Twenty-Sixth Town Council of the Town of Highland, Lake County, Indiana met in a Special Meeting on Friday, October 29, 2010 at 7:00 p.m. in the regular place, the plenary meeting chambers of the Highland Municipal Building, 3333 Ridge Road, Highland, Indiana.

The Town Council President Mark A Herak presided. The session was opened with the Town Council President leading the pledge of allegiance to the United States Flag and offering the opening prayer.

Roll Call: Councilors Bernie Zemen, Mark Herak, Dan Vassar, Brian Novak, and Konnie Kuiper were present. The Clerk-Treasurer, Michael W. Griffin, was present to memorialize the proceedings. A quorum was attained.

Additional Officers Present: Jared Tauber, Attorney with Tauber, Westland, and Bennett, P.C.; Commander George Georgeff, Metropolitan Police Department; and Alex M. Brown, CPRP, Superintendent of Parks and Recreation were present.

Special Orders:

1. Adoption Hearing of the Proposed Fiscal Year 2011 Budget for the Town of Highland.

- (a) Verification of Proofs of Publication: (TIMES: 9-01 & 9-09; POST-TRIB: 9-01-9-08) (This was done on October 4, 2010) Attorney Jared Tauber indicated that the proofs were in compliance with IC 5-3-1.

- (b) **Public Hearing.** The Town Council President called hearing to order. The following person and comments were received:

1. Rick Volbrecht, 9221 Parkway Drive, Highland, requested that he be granted latitude to speak to the objections that he and other taxpayers had set forth in the filed remonstrance without the constraints of the two minutes limitation. The Town Council President did not offer nor did the Council act to modify any time limitation for commenting. Mr. Volbrecht objected to imposing any 2 minute limitation on public comments at this hearing.

Mr. Volbrecht spoke in support of the taxpayer remonstrance petition. Mr. Volbrecht particularly asked the Town Council to provide him with an Indiana Code Citation that authorized stopping the Bond financing process in which he described "midstream" and then restarting later.

He also noted by reading aloud some of the exhibits accompanying the remonstrance petitions.

There were no further comments written or spoken. The hearing was closed.

(c) **Resolution NO. 2010-46:** A RESOLUTION ADOPTING and APPROVING FINDINGS IN RESPONSE TO A TAXPAYER OBJECTING PETITION FILED PURSUANT TO IC 6-1.1-17-5, and RELATED TO the PROPOSED BUDGET of the TOWN of HIGHLAND for FY 2011. *(It is noted that a taxpayer remonstrance was filed on Monday, October 25, 2010, pursuant to IC 6-1.1-17-5 (b). The resolution adopts findings and a response by the Town Council.)*

Councilor Vassar moved the passage and adoption of Resolution No.2010-46. Councilor Kuiper seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The resolution was adopted.

**TOWN OF HIGHLAND, INDIANA
RESOLUTION NO. 2010-46**

A RESOLUTION ADOPTING and APPROVING FINDINGS IN RESPONSE TO A TAXPAYER OBJECTING PETITION FILED PURSUANT TO IC 6-1.1-17-5, and RELATED TO the PROPOSED BUDGET of the TOWN of HIGHLAND for FY 2011

WHEREAS, On Monday, October 18, 2010 the Town Council of the Town of Highland conducted a pre-adoption hearing on the proposed budget for FY 2011;

WHEREAS, An objecting petition in several counterparts was filed on Monday, October 25, 2010, signed by at least ten taxpayers;

WHEREAS, IC 6-1.1-17-5 (b) provides that: "Ten (10) or more taxpayers may object to a budget, tax rate, or tax levy of a political subdivision fixed under subsection (a) by filing an objection petition with the proper officers of the political subdivision not more than seven (7) days after the hearing. The objection petition must specifically identify the provisions of the budget, tax rate, and tax levy to which the taxpayers object;"

WHEREAS, IC 6-1.1-17-5 (c) further provides that: "If a petition is filed the fiscal body of the political subdivision shall adopt with its budget a finding concerning the objections in the petition and any testimony presented at the adoption hearing; and,

WHEREAS, The Town Council now desires to approve and adopt findings in response to the objecting petition pursuant to IC 6-1.1-17-5(c),

NOW, THEREFORE, BE IT FOUND, DETERMINED AND RESOLVED, by the Town Council of the Town of Highland as follows:

Section 1. Having reviewed the objecting petition as filed by taxpayers on October 25, 2010 pursuant to IC 6-1.1-17-5, identifying a series of objections concerning the budget, tax rate, or tax levy related particularly to the Park Capital Lease in support of a financing of the retrofit and reconstruction of the Lincoln Community Center, and having conducted an a public hearing on Friday, October 29, 2010 regarding this matter, the Town Council as the fiscal and legislative body for the Town of Highland hereby makes the following findings and determinations:

(A) That regarding the taxpayer objection to the a series of objections concerning the budget, tax rate, or tax levy related particularly to the Park Capital Lease in support of a financing of the retrofit and reconstruction of the Lincoln Community Center, the budget estimate in the amount of \$1,020,000 and the proposed levy of \$2,040,000 for the non exempt Park Bond (Capital Lease) Fund:

1. That the proposed appropriation of \$1,020,000 represents the maximum annual lease payment that may be necessary to be paid to the Lincoln Center Building Corporation, as a capital lease payment in support of the lease rental for the Lincoln Community Center, to be used by the Parks and Recreation Department of the Town of Highland during and following the reconstruction of the Lincoln Community Center, an

asset that is held in fee simple by the Lincoln Center Building Corporation, a blended component unit of the Town of Highland, established to finance the reconstruction of the Lincoln Community Center.

2. That the proposed tax levy of \$2,040,000 represents the maximum necessary tax levy, for an eighteen month period, (twelve months of 2011 and the first six months of 2012), estimated for support of the annual lease payments that may be necessary to be paid to the Lincoln Center Building Corporation, as a capital lease payment in support of the lease rental for the Lincoln Community Center, to be used by the Parks and Recreation Department of the Town of Highland during and following the reconstruction of the Lincoln Community Center, an asset that is held in fee simple by the Lincoln Center Building Corporation, a blended component unit of the Town of Highland, established to finance the reconstruction of the Lincoln Community Center. At the time of the advertisement, the final payments dates for the annual lease rental were not finalized. Once these dates are finalized, if the levy exceeds the needs for the 18 months, the Department of Local Government Finance is empowered and will adjust downward the levy as is appropriated related to the provisions of the lease document.

(B) That regarding the taxpayer objection asserting that the Town has not complied with relevant law regarding the required procedures necessary to institute and authorize the capital financing of the reconstruction of the Lincoln Community Center, the Town Council makes the following finding and determination:

1. That the petition appears to have not taken into account the determination by the Park and Recreation Board and the Town Council to re-start or begin again the process for the authorization of the financing of the reconstruction of the Lincoln Community Center, the **date of the restart being April 1, 2010.**

2. That the process that had taken place, initiated in 2008 and was suspended, and no further action was taken.

3. That the chronological timetable setting forth the former timetable and the renewed action related to this process is attached as an exhibit to this resolution and it adopted and made a part of the findings and determination.

Section 2. That there were no comments written or spoken at the pre-adoption hearing, but any subsequent testimony received on this matter is hereby directed to be included as an exhibit to this resolution and that both this resolution and exhibit be filed with the adopted budget, all pursuant to IC 6-1.1-17-5.

DULY RESOLVED and ADOPTED this 29th Day of October 2010 by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 5 in favor and 0 opposed.

TOWN COUNCIL OF THE TOWN OF
HIGHLAND, INDIANA

Mark A. Herak, President (IC 36-5-2-10)

ATTEST:

Michael W. Griffin, IAMC/MMC/CPFA
Clerk-Treasurer (IC 33-16-4-1; IC 36-5-6-5)

EXHIBITS A and B on file

(d) Introduced **Ordinance No. 1478:** An Ordinance of Appropriations and Budget Levies and Rates for the 2011 Budget. *Councilor Zemen introduced Ordinance No. 1478 at the meeting of October 18. There was no further action pursuant to I.C. 6-1.1-17 et seq.*

Councilor Zemen moved the passage and adoption of Ordinance No. 1478. Councilor Vassar seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The ordinance was adopted.

TOWN OF HIGHLAND
ORDINANCE NO. 1478

TOWN OF HIGHLAND, LAKE COUNTY, INDIANA

AN ORDINANCE FOR APPROPRIATIONS AND TAX RATES

OF THE TOWN OF HIGHLAND, LAKE COUNTY, INDIANA

BE IT HEREBY ORDAINED BY the Town Council of the Town of Highland, Lake County, Indiana:

Section 1. That for the expenses of the Town government and its institutions for the year ending **December 31, 2011**, the sums of money shown on Budget Form 4-A are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided by law. In addition, for the purpose of raising revenue to meet the necessary expenses of Town government, tax rates are shown on Budget Form 4-B and included herein. Two (2) copies of Budget Forms No. 4-A and 4-B for all funds are made a part of the budget and submitted herewith.

Section 2. This ordinance shall be in full force and effect from and after its passage and approval by the Town Council of the Town of Highland.

Introduced and Filed on the 4th day of October 2010. Consideration on First Reading not entertained, pursuant to I.C. 6-1.1-17-3(a); I.C. 6-1.1-17-5(a)(8) and I.C. 36-5-3-4.

DULY ORDAINED AND ADOPTED this 29th Day of October 2010 by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 5 in favor and 0 opposed.

**Town of Highland, Indiana
By its Town Council:**

Having voted in the Affirmative:

/s/ Mark Herak

/s/ Bernie Zemen

/s/ Dan Vassar

/s/ Brian Novak

/s/ Konnie Kuiper

Having voted in the Negative:

Attest:

Michael W. Griffin, IAMC/MMC/CPFA
Clerk-Treasurer

Fund Name	Budget Estimate	Maximum estimated Funds to be raised	Excessive Levy Appeals	Current Tax Levy
Corporation General	\$ 7,816,464	\$ 6,657,327	\$ -	\$ 4,832,146
Parks & Recreation	\$ 1,821,257	\$ 1,512,850	\$ -	\$ 1,054,473
Police Pension	\$ 749,675	\$ 230,589	\$ -	\$ 59,198
Redevelopment General	\$ 144,332	\$ 139,945	\$ -	\$ 139,224
Redevelopment Capital	\$ 400,100	\$ -	\$ -	\$ -
Motor Vehicle Highway	\$ 665,420	\$ -	\$ -	\$ -
Local Roads & Streets	\$ 294,892	\$ -	\$ -	\$ -
Mun Cum Cap Dev	\$ 432,225	\$ 447,272	\$ -	\$ 386,978
Special Events Non Rev	\$ 66,887	\$ -	\$ -	\$ -
Cum Cap Improvement	\$ 73,228	\$ -	\$ -	\$ -
Corporation Bonds & Int.	\$ 535,938	\$ 786,683	\$ -	\$ 322,299
Corp Bonds & Int. Exempt	\$ 130,737	\$ 85,761	\$ -	\$ 141,417
Redev Bond & Int Exempt	\$ 248,573	\$ 191,340	\$ -	\$ 133,743
Park Bond & Lease Exempt	\$ 533,664	\$ 680,207	\$ -	\$ 492,218
Solid Waste Dist. Grant	\$ 141,800	\$ -	\$ -	\$ -
Law Enf. Cont. Ed.	\$ 41,600	\$ -	\$ -	\$ -
Inf Com Tech	\$ 177,980	\$ -	\$ -	\$ -
Parks/VIPS Public Safety	\$ 6,000	\$ -	\$ -	\$ -
Park Bond & Lease	\$ 1,020,000	\$ 2,040,000	\$ -	\$ -
TOTAL:	\$ 15,300,772	\$ 12,771,974	\$ -	\$ 7,561,696

As advertised

Controlled Levies Above \$ 8,540,711

Max Levy \$ 5,924,414

If LOIT is adopted:

Max Levy \$ 6,000,866

Corporation General Fund:
(departmentalized)

Proposed

FY 2011
Adopted

Office of the Town Council

Personnel Services	\$ 78,826	\$ 79,164
Supplies	\$ 700	\$ 700
Other Services & Charges	\$ 199,325	\$ 198,987
Capital Outlays	\$ -	\$ -
Department Total:	\$ 278,851	\$ 278,851

Advisory Board of Zoning Appeals

Personnel Services	\$ 3,359	\$ 3,359
Supplies	\$ 200	\$ 200
Other Services & Charges	\$ 7,976	\$ 7,976
Capital Outlays	\$ -	\$ -
Department Total:	\$ 11,535	\$ 11,535

Volunteers in Policing

Personnel Services	\$ 2,720	\$ 2,720
Supplies	\$ 16,100	\$ 16,089
Other Services & Charges	\$ 2,639	\$ 2,650
Capital Outlays	\$ -	\$ -
Department Total:	\$ 21,459	\$ 21,459

Office of the Clerk-Treasurer

Personnel Services	\$ 104,774	\$ 104,774
Supplies	\$ 3,400	\$ 3,400
Other Services & Charges	\$ 55,503	\$ 55,503
Capital Outlays	\$ -	\$ -
Department Total:	\$ 163,677	\$ 163,677

Building Inspection Department

Personnel Services	\$ 218,732	\$ 218,732
Supplies	\$ 6,750	\$ 6,750
Other Services & Charges	\$ 57,178	\$ 57,178
Capital Outlays	\$ -	\$ -
Department Total:	\$ 282,660	\$ 282,660

Fire Department

Personnel Services	\$ 207,557	\$ 207,557
Supplies	\$ 31,670	\$ 31,670
Other Services & Charges	\$ 85,929	\$ 85,929
Capital Outlays	\$ 14,500	\$ 14,500
Department Total:	\$ 339,656	\$ 339,656

<i>Plan Commission Dept.</i>			
Personnel Services	\$	2,842	\$ 2,842
Supplies	\$	325	\$ 325
Other Services & Charges	\$	21,746	\$ 21,746
Capital Outlays	\$	-	\$ -
Department Total:	\$	24,913	\$ 24,913
<i>Metropolitan Police Department</i>			
Personnel Services	\$	3,296,697	\$ 3,226,967
Supplies	\$	93,596	\$ 98,400
Other Services & Charges	\$	704,542	\$ 769,441
Capital Outlays	\$	-	\$ -
Department Total:	\$	4,094,835	\$ 4,094,808
<i>Sanitation & Streets Department</i>			
Personnel Services	\$	292,552	\$ 292,552
Supplies	\$	26,450	\$ 26,450
Other Services & Charges	\$	1,496,636	\$ 1,496,636
Capital Outlays	\$	-	\$ -
Department Total:	\$	1,815,638	\$ 1,815,638
<i>Services & Works Board Dept.</i>			
Personnel Services	\$	-	\$ -
Supplies	\$	-	\$ -
Other Services & Charges	\$	729,664	\$ 729,664
Capital Outlays	\$	-	\$ -
Department Total:	\$	729,664	\$ 729,664
<i>Town Hall and Monuments Dept.</i>			
Personnel Services	\$	-	\$ -
Supplies	\$	3,800	\$ 3,800
Other Services & Charges	\$	49,775	\$ 49,775
Capital Outlays	\$	-	\$ -
Department Total:	\$	53,575	\$ 53,575
Fund Total:	\$	7,816,463	\$ 7,816,436
Proposed (est.) Rate for the Fund	\$	0.8796	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$	0.6771	per \$100 dollars of av

Redevelopment General Fund:

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ 68,589	\$ 68,589
Supplies	\$ 2,000	\$ 2,000
Other Services & Charges	\$ 73,608	\$ 73,608
Capital Outlays	\$ -	\$ -
Fund Total:	\$ 144,197	\$ 144,197
Proposed (est.) Rate for the Fund	\$ 0.0185	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ 0.0178	per \$100 dollars of av
Rate for both the Redevelopment General and the Redevelopment Capital is capped at .0333, pursuant to IC 36-7-14-28.		

Redevelopment Capital Fund:

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ -	\$ -
Supplies	\$ -	\$ -
Other Services & Charges	\$ 46,100	\$ 46,100
Capital Outlays	\$ 354,000	\$ 354,000
Fund Total:	\$ 400,100	\$ 400,100
Proposed (est.) Rate for the Fund	\$ -	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av
Rate for both the Redevelopment General and the Redevelopment Capital is capped at .0333, pursuant to IC 36-7-14-28.		
		0.0178

Parks and Recreation Fund:

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ 884,250	\$ 877,177
Supplies	\$ 105,410	\$ 91,586
Other Services & Charges	\$ 831,597	\$ 852,493
Capital Outlays	\$ -	\$ -
Fund Total:	\$ 1,821,257	\$ 1,821,256
Proposed (est.) Rate for the Fund	\$ 0.1999	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ 0.1438	per \$100 dollars of av

Police Pension 1925 Fund:

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ 748,170	\$ 748,170
Supplies	\$ 400	\$ 400
Other Services & Charges	\$ 1,105	\$ 1,105
Capital Outlays	\$ -	\$ -
Fund Total:	\$ 749,675	\$ 749,675
Proposed (est.) Rate for the Fund	\$ 0.0305	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ 0.0039	per \$100 dollars of av

Parks Dist Bond & Lease Exempt Fund

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ -	\$ -
Supplies	\$ -	\$ -
Other Services & Charges	\$ 533,664	\$ 533,664
Capital Outlays	\$ -	\$ -
Fund Total:	\$ 533,664	\$ 533,664
Proposed (est.) Rate for the Fund	\$ 0.0899	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ 0.0812	per \$100 dollars of av

Corporation Bond Fund

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services \$	-	\$ -
Supplies \$	-	\$ -
Other Services & Charges \$	535,938	\$ 535,938
Capital Outlays \$	-	\$ -
Fund Total: \$	535,938	\$ 535,938
Proposed (est.) Rate for the Fund	\$ 0.1039	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ 0.0983	per \$100 dollars of av

Corporation Bond Exempt Fund

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services \$	-	\$ -
Supplies \$	-	\$ -
Other Services & Charges \$	130,737	\$ 130,737
Capital Outlays \$	-	\$ -
Fund Total: \$	130,737	\$ 130,737
Proposed (est.) Rate for the Fund	\$ 0.0113	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ 0.0089	per \$100 dollars of av

Motor Vehicle Highway Fund

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services \$	398,864	\$ 398,864
Supplies \$	202,470	\$ 202,470
Other Services & Charges \$	64,086	\$ 64,086
Capital Outlays \$	-	\$ -
Fund Total: \$	665,420	\$ 665,420
Proposed (est.) Rate for the Fund	\$ -	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

Local Roads & Streets Fund

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services \$	69,892	\$ 69,892
Supplies \$	-	\$ -
Other Services & Charges \$	225,000	\$ 225,000
Capital Outlays \$	-	\$ -
Fund Total: \$	294,892	\$ 294,892
Proposed (est.) Rate for the Fund	\$ -	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

Municipal Cum Cap Dev Fund

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services \$	-	\$ -
Supplies \$	7,000	\$ 7,000
Other Services & Charges \$	269,825	\$ 269,825
Capital Outlays \$	155,400	\$ 155,400
Fund Total: \$	432,225	\$ 432,225
Proposed (est.) Rate for the Fund	\$ 0.0591	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ 0.0591	per \$100 dollars of av
The rate is fixed or capped by I.C. 36-9-15.5 et seq.		

Cumulative Cap Imp. Fund

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ -	\$ -
Supplies	\$ -	\$ -
Other Services & Charges	\$ 73,228	\$ 73,228
Capital Outlays	\$ -	\$ -
Fund Total:	\$ 73,228	\$ 73,228
Proposed (est.) Rate for the Fund	\$ -	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

Law Enf. Ed.,Trng., & Supply Fund

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ -	\$ -
Supplies	\$ 17,700	\$ 17,700
Other Services & Charges	\$ 23,900	\$ 23,900
Capital Outlays	\$ -	\$ -
Fund Total:	\$ 41,600	\$ 41,600
Proposed (est.) Rate for the Fund	\$ -	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

Redevelopment Bond Exempt Fund

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services		
Supplies	\$ -	\$ -
Other Services & Charges	\$ 248,573	\$ 248,573
Capital Outlays	\$ -	\$ -
Fund Total:	\$ 248,573	\$ 248,573
Proposed (est.) Rate for the Fund	\$ 0.0253	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ 0.0122	per \$100 dollars of av

Information & Comm Tech

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ 17,229	\$ 17,229
Supplies	\$ 250	\$ 250
Other Services & Charges	\$ 160,501	\$ 160,501
Capital Outlays	\$ -	\$ -
Fund Total:	\$ 177,980	\$ 177,980
Proposed (est.) Rate for the Fund	\$ -	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

VIPS/PARKS Public Safety Fund

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ 600	\$ 600
Supplies	\$ 5,400	\$ 5,400
Other Services & Charges	\$ -	\$ -
Capital Outlays	\$ -	\$ -
Fund Total:	\$ 6,000	\$ 6,000
Proposed (est.) Rate for the Fund	\$ -	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

Solid Waste District Grant Fund

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services		
Supplies	\$ 20,000	\$ 20,000
Other Services & Charges	\$ 121,800	\$ 121,800
Capital Outlays	\$ -	\$ -
Fund Total:	\$ 141,800	\$ 141,800
Proposed (est.) Rate for the Fund	\$ -	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av

Parks Dist Bond & Lease Fund (Regular)

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ -	\$ -
Supplies	\$ -	\$ -
Other Services & Charges	\$ 1,020,000	\$ 1,020,000
Capital Outlays	\$ -	\$ -
Fund Total:	\$ 1,020,000	\$ 1,020,000
Proposed (est.) Rate for the Fund	\$ 0.2695	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ 0.1990	per \$100 dollars of av

Special Events Non Reverting

	<i>Proposed</i>	<i>Adopted</i>
Personnel Services	\$ 7,102	\$ 7,102
Supplies	\$ 1,000	\$ 1,000
Other Services & Charges	\$ 58,785	\$ 58,785
Capital Outlays	\$ -	\$ -
Fund Total:	\$ 66,887	\$ 66,887
Proposed (est.) Rate for the Fund	\$ -	per \$100 dollars of av
Adopted (Est.) Rate for the Fund	\$ -	per \$100 dollars of av
Total of All Funds:	\$ 15,300,636	\$ 15,300,608

- Review of Budget of the Sanitary District, pursuant to IC 6-1.1-17-20. *The Budget is not increased over the prior year. However, under amendments to IC 6-1.1-17-20, the Sanitary District body shall submit its proposed budget and property tax levy to the town fiscal body. The proposed budget and levy shall be submitted at least fourteen (14) days before the town fiscal body is required to hold budget approval hearings under this chapter. The fiscal body of the city, town, or county (whichever applies) shall review each budget and proposed tax levy and adopt a final budget and tax levy for the taxing unit. The fiscal body may reduce or modify but not increase the proposed budget or tax levy. The Board of Sanitary Commissioners adopted the budget on October 5, 2010. The final adoption vests with the Town Council. The Town Council should take its final action at this special meeting of October 29, 2010.*

Sanitary District Special Operating Fund

	<i>Adopted</i>	<i>Final Approval</i>
Personnel Services \$	115,729	\$ 115,729
Supplies \$	2,450	\$ 2,450
Other Services & Charges \$	91,420	\$ 91,420
Capital Outlays \$	18,000	\$ 18,000
Fund Total: \$	227,599	\$ 227,599
Adopted (est.) Rate for the Fund \$	0.0267	per \$100 dollars of av
Final (Est.) Rate for the Fund \$	0.0267	per \$100 dollars of av

Sanitary District Bond and Interest Fund

	<i>Adopted</i>	<i>Final Approval</i>
Personnel Services \$	-	\$ -
Supplies \$	-	\$ -
Other Services & Charges \$	934,068	\$ 934,068
Capital Outlays \$	-	\$ -
Fund Total: \$	934,068	\$ 934,068
Adopted (est.) Rate for the Fund \$	0.1391	per \$100 dollars of av
Final (Est.) Rate for the Fund \$	0.1391	per \$100 dollars of av

Sanitary District Bond and Interest Exempt Fund

	<i>Adopted</i>	<i>Final Approval</i>
Personnel Services \$	-	\$ -
Supplies \$	-	\$ -
Other Services & Charges \$	528,841	\$ 528,841
Capital Outlays \$	-	\$ -
Fund Total: \$	528,841	\$ 528,841
Adopted (est.) Rate for the Fund \$	0.1108	per \$100 dollars of av
Final (Est.) Rate for the Fund \$	0.1108	per \$100 dollars of av

Total of All San Dist Funds: \$ 1,690,508 \$ 1,690,508

- (a) Introduced **Enactment No. 2010-43**: Fiscal Body Reviewing and Acting upon The Budget of the Sanitary District of the Town of Highland, Lake County, INDIANA. *Councilor Vassar introduced Enactment No. 2010-43 at the meeting of October 18. There was no further action.*

Councilor Vassar moved the passage and adoption of Enactment No. 2010-43. Councilor Novak seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The enactment was adopted.

ENACTMENT NO. 2010-43
OF THE
TOWN COUNCIL acting as the FISCAL BODY REVIEWING and ACTING UPON
THE BUDGET OF THE SANITARY DISTRICT of the
TOWN of HIGHLAND, LAKE COUNTY, INDIANA

AN ENACTMENT for APPROPRIATIONS and TAX RATES
of the SANITARY DISTRICT OF HIGHLAND, LAKE COUNTY, INDIANA

BE IT HEREBY ORDAINED AND ENACTED BY the Town Council of the Town of Highland, Lake County, Indiana:

Section 1. Pursuant to the provisions of IC 6-1.1-17-20, the Town Council of Highland hereby finds and determines the following:

(A) That the Sanitary District is a political subdivision, whose governing body, the Board of Sanitary Commissioners is comprised entirely of non-elected, appointed officials;

(B) That the assessed valuation of the Sanitary District is entirely contained within and is coterminous with the boundaries of the Corporate Town of Highland;

(C) That the percentage increase in the proposed budget for the taxing unit for the ensuing calendar year is more than the result of the assessed value growth quotient determined under IC 6-1.1-18.5-2 (c) for the ensuing year minus one (1), thus making *any increase* subject to review;

Section 2. That for the expenses of the Sanitary District for the year ending **December 31, 2011**, the sums of money shown on Budget Form 4-A for the year ending **December 31, 2011**, the sums of money shown on Budget Form 4-A are hereby appropriated and ordered set apart out of the several funds herein named and for the purposes herein specified, subject to the laws governing same. Such sums herein appropriated shall be held to include all expenditures authorized to be made during the year, unless otherwise expressly stipulated and provided by law. In addition, for the purpose of raising revenue to meet the necessary expenses of the Sanitary District, tax rates are shown on Budget Form 4-B and included herein. Two (2) copies of Budget Forms No. 4-A and 4-B for all funds are made a part of the budget and submitted herewith.

Section 3. This enactment shall be in full force and effect from and after its passage and approval by the Town Council of the Town of Highland, Lake County, Indiana for the Board of Sanitary Commissioners of the Sanitary District of Highland.

Introduced as a proposal for public hearing before the Board of Sanitary Commissioners on Tuesday, September 21 2010.

Filed on September 28, 2010, with the municipal clerk for the municipal fiscal body, which is at least 14 days before the town fiscal body is required to hold budget approval hearings under IC 6-1.1-17.

ADOPTED by the Board of Sanitary Commissioners of the Town of Highland Sanitary District, Lake County, Indiana on the 5th Day of October 2010, by the Board Having been passed by a vote of 5 in favor and 0 opposed.

Introduced and Filed on the 4th day of October 2010 before the Town Council. Consideration on First Reading not entertained, pursuant to I.C. 36-5-3-4.

DULY ORDAINED AND FINALLY ADOPTED this 29th Day of October 2010 by the Town Council of the Town of Highland, Lake County, Indiana, having been passed by a vote of 5 in favor and 0 opposed, pursuant to IC 6-1.1-17-20(c) and (e).

Town of Highland, Indiana
By its Town Council:

Having voted in the Affirmative:

/s/ Mark Herak

/s/ Bernie Zemen

/s/ Dan Vassar

/s/ Brian Novak

/s/ Konnie Kuiper

Attest:

Having voted in the Negative:

Michael W. Griffin, IAMC/MMC/CPFA
Clerk-Treasurer

Unfinished Business and General Orders:

1. Authorize the proper officer to cause legal notice to be published for proposed additional appropriations in **Special Public Safety Fund** in the amount of **\$47,000**, to support the preliminary design and engineering of the Opticom Traffic Control System and in the **Parks and Recreation Non-Reverting Capital Fund** the amount of **\$61,000** for the purchase of two trucks.

Councilor Zemen moved to authorize the proper officer as indicated. Councilor Kuiper seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion passed. The publication and the hearing were authorized.

Comments from the Public or Visitors. There were no comments.

Payment of Accounts Payable Vouchers. Councilor Novak moved to allow the accounts payable vouchers as filed on the pending pay docket, covering the period of October 19, 2010 through October 29, 2010. Councilor Kuiper seconded. Upon a roll call vote, there were five affirmatives and no negatives. The motion was passed. The accounts payable vouchers were allowed and the Clerk-Treasurer was authorized to make payment.

General Fund, \$175,038.10; Motor Vehicle Highway (MVH) Fund, \$4,069.31; Local Road and Street (LR & S) Fund, \$17,235.14; Forfeited & Seized Assets Fund, \$519.68; Law Enforcement Continuing Education Fund, \$1,575.60; Corporation Bond and Interest, \$425.00; Flexible Spending Account Agency Fund, \$3,584.88; Information and Communications Technology Fund, \$6,207.64; Solid Waste District Grant Fund, \$1,729.89; Civil Donation Fund, \$45.90; Special Events Non Reverting Fund, \$227.72; Select Centennial Commission Fund, \$148.99; Rainy Day Fund, \$752.50; Police Pension Fund, \$58,310.24; Traffic and Law Violations Agency Fund, \$1,891.00; Law Enforcement Block Grant Fund, \$5,100.00; Safe Neighborhood Grant Fund, \$1,600.00; Sexual Predator Grant Fund, \$2,969.68; Gaming Revenue Sharing Fund, \$42,074.39; Corporation Capital Fund, \$13,979.02; Total: \$337,484.68.

Adjournment. Councilor Kuiper moved that the regular meeting be adjourned. Councilor Vassar seconded. Upon a vote *viva voce*, the motion passed. The special meeting of the Town Council of Friday, October 29, 2010 was adjourned at 7:16 o'clock p.m.

Michael W. Griffin, IAMC/MMC/CPFA
Clerk-Treasurer